

BANK DEPOSITS WILL BE PROBED

Auditor Moore Will Inquire Into Glaring Discrepancies.

SIX COUNTIES WITHOUT INCOME

Others Have But One to Four People Who Receive More Than \$2,000—Returns Show Increasing Incongruities as County Figures Are Revealed.

Another phase of his coming activities in the matter of tax reform was announced yesterday by State Auditor C. Lee Moore. This is that he will inquire into the amounts of money on deposit in banks as returned by the citizens of Virginia.

Mr. Moore states that he will call upon the State Bank Examiner for a statement as to the amount of money on deposit in each State bank in Virginia on February 1, 1912, the date on which the call for a statement directed to February 1, when the taxes are levied, was made. He will also make a similar request of the Comptroller of the Currency in Washington for the total amount on deposit in national banks of the same date.

Parted with these figures, the Auditor will compare them with the totals given in the bank deposits in each locality in the State. For instance, it will appear that one county is returned in all \$25,000 of money on deposit. The bank statements will show that \$25,000 was on deposit in the bank of that county on February 1.

These two statements will be sent to the judges of the Circuit Court of the county of the Corporation Court of the city with a request that the figures be brought to the attention of the grand jury. This will enable the grand jury to make its investigation. It will make it impossible for any county or city to show a discrepancy. It is suggested to the bank officials that they should show much light on the amounts of money on deposit. At all events, the data collected will be of value in the determination of the present amount of the tax for making sales tax returns.

It is already shown to be a fact that the total of money on deposit as given in the returns by taxpayers is not a fraction of the sums shown to be deposited subject to checks, or on the part of the banks. In the official reports of the County and City Comptroller of the Currency and the State Comptroller of the Currency.

No One Has Income

Figures received yesterday from the office of the Auditor of Public Accounts show that not a single person in the counties of Craig, Middlesex, Bristol, King George, or Stafford received an income of more than \$2,000 the year ending in 1911. The returns to the Commissioner of the revenue, three of these counties are in the Southwest and two in Tidewater. Stafford, especially, has a large number of small farms in the State. Stafford, with Amelia, reported yesterday, also has a large number of small farms in the State. Stafford, with Amelia, reported yesterday, also has a large number of small farms in the State. Stafford, with Amelia, reported yesterday, also has a large number of small farms in the State.

The newest city in Virginia—Suffolk—has a large number of people who give in enough income to pay taxation.

School People's Tax

Rockbridge County shows up fairly well in comparison with such returns as have been enumerated. It has forty-two such persons with taxable incomes. A large number of these are teachers in the Virginia Military Institute and Washington and Lee University.

Counties which return no incomes had the following population in 1910: Craig, 4,711; Middlesex, 8,872; Island, 5,131; King George, 6,578; Grayson, 18,122. Those which have but one person making more than \$2,000 are populated as follows: Page, 14,147; Warren, 8,839; Gloucester, 12,477; King and Queen, 9,576. The other counties whose figures are presented to-day showed as follows in the last census returns: Augusta, 18,222; Buchanan, 12,222; King William, 8,547; Russell, 12,174.

The Income Tax Returns

showing total incomes with exemption not deducted are as follows:

Rockbridge County

Lexington District—A. W. Harman, Jr., \$1,000; John H. Latane, \$5,000; Livingston W. Smith, \$2,600; Professor M. B. Hanks, \$1,000; M. B. Corso, \$2,200; John L. Campbell, \$2,500; Professor H. D. Campbell, \$2,500; Samuel K. S. Currell, \$2,900; Dr. Charles H. David, \$2,500; Professor D. B. Elster, \$2,200; Major H. C. Ford, \$2,200; Frank H. Glasgow, \$2,500; Dr. Robert Glasgow, \$2,000; Professor D. G. Hancock, \$2,200; Professor Addison Hargis, \$2,122; Dr. James L. Hovey, \$2,122; Dr. H. Hoverton, \$2,200; Professor D. C. Humphreys, \$2,640; William P. Irwin, \$2,200; Colonel Thomas A. Jones, \$2,300; Colonel R. D. Kerlin, \$2,300; Judge S. H. Letcher, \$1,618; Greenlee D. Letcher, \$2,200; Joseph B. Long, \$2,500; Colonel Francis Mallory, \$2,500; Samuel K. Moore, \$2,711; William L. McIlwain, \$2,035; General E. W. Nichols, \$1,000; Colonel J. M. Patton, \$2,300; Colonel Hunter Penland, \$2,100; Paul M. Penick, \$2,500; Professor W. H. Pollock, \$2,200; John Sheridan, \$2,500; William T. Shields, \$2,500; General Scott Shipps, \$2,800; Abram P. Staples, \$2,500; W. Le Conte Stevens, \$2,700; Mrs. H. St. George Tucker, \$1,000; R. Bates Vaughan, \$2,347; Colonel C. W. Watts.

(Continued on Third Page.)

MUST KNOW RACE OF APPLICANTS

Bar Association Resolution Precludes Any More Negro Members.

THREE NOW IN ALLOWED TO STAY

Former Secretary of War Dickinson Makes Appeal That Ends Fight on Race Question. Committee Condemns Movement for Recall of Judges or Judicial Decisions.

Milwaukee, Wis., August 27.—The American Bar Association today adopted a resolution requiring that hereafter when negro lawyers apply for membership their race be made known in the application. Attorney General George W. Wickersham in a heated debate declared the resolution recognized the legality of membership of W. H. Lewis and two other negro members who have been uneasily by the executive committee. The race question precipitated a fight, which was abruptly ended by an appeal by former Secretary of War Jacob M. Dickinson that further discussion would bring criticism of the association.

Immediately Mr. Wickersham jumped to his feet and said: "I hope this resolution will pass. It recognizes the reality of the race problem. It was I who was chiefly responsible for bringing this subject up."

Records of members protested against adoption of the resolution, saying it had always been the policy to exclude negro members. Others said while this resolution allowed the present negro members to remain, it would prevent the admission of any more negro members because the fact of their race would be made to the executive committee. The resolution offered by Mr. Dickinson was:

Resolution Adopted

Whereas three persons of the colored race were elected to membership in this association without knowledge of the fact that those electing them that they were of that race and are now members of the association. Resolved, That as it never has been contemplated that members of the colored race should become members of the association, the several local associations are directed, if at any time any of them shall recommend a person of the colored race for membership, to accompany the recommendation with a statement of the fact that he is of such race.

Fourteen lawyers, with at least one from each State, today completed for presentation to the association a report denouncing as "dangerous to the country" all movements for a recall of judges or of judicial decisions. The report cites that in only the constitutional convention directed to apply recall to the judges, but provided that laws should be passed for the prompt removal on complaint and hearing of judges for any misconduct involving moral turpitude. The report says this is a "dangerous" system used in Massachusetts, New York and several other States, and says that in addition to California and Oregon, where the judicial recall exists, the only other States which have taken steps toward the recall are Alaska, Colorado, Nevada and North Dakota. In the latter States, the report asserts, the bar associations have started campaigns against the recall.

Those who signed the report include Frank B. Kellogg, Minnesota; William B. Hornblower, New York; Lawrence Maxwell, Ohio; Edmund P. Traub, Kentucky; Jacob M. Dickinson, Tennessee, former Secretary of War, is named as one of those who originated the movement to expose the fallacy of judicial recall.

"We are pleased to report," says the committee, "that the bar associations of many States have taken action opposed to the principle of judicial recall, and that the action is unanimous. It is a demonstration of the wisdom of the States and of the Federal Government to have the right of impeachment, and in several of the States the right of removal of a judge by the Legislature. If the right of impeachment is not maintained, an adequate remedy can be created for the removal of a judge for conduct inconsistent with his office after complaint is made, and he is given an opportunity to be heard in his own defense. In this way the independence of the judiciary is maintained, and a judge is removed simply for incapacity or misconduct in office."

To Safeguard Judiciary

The application of the recall to an ordinary official may be a question of expediency, but it is not fundamentally wrong. To apply it to the judiciary is in violation of the principles of government, which need or experience have demonstrated to be wise. In the States and in the Federal Government we have the right of impeachment, and in several of the States the right of removal of a judge by the Legislature. If the right of impeachment is not maintained, an adequate remedy can be created for the removal of a judge for conduct inconsistent with his office after complaint is made, and he is given an opportunity to be heard in his own defense. In this way the independence of the judiciary is maintained, and a judge is removed simply for incapacity or misconduct in office."

The advocates of this system claim that it is in the interest of the common people. This we deny. For more than 500 years the greatest bulwark for the protection of the masses of the people has been the courts. There never was a time in our country when any man, however poor or humble, could not apply to the courts and be assured of protection. Is it any reproach on the courts that they have extended the same protection to the rich and powerful when assailed by popular prejudice?

BEST SERVICE TO CALIFORNIA

Standard or tourist. Later persons conducted without charge. Berth 18. Washington-Sunset Route, 97 East Main St.

PRIMMIE NAMES ON WALDO'S LIST

Church and Society Men Own Property Where Gambling Is Done.

FEW CONVICTIONS FOLLOWING RAIDS

Reasons for This Will Be Investigated by District Attorney. Trial of Police Lieutenant Becker on Charge of Instigating Rosenthal's Murder Set for September 11.

New York, August 27.—Police Commissioner Waldo made public tonight a list of places raided by the police as gambling resorts during the last year, and the names of the owners of the property on which the resorts were conducted. Among the names mentioned are those of many prominent in the financial, religious and social life of the city.

The commissioner turned the list, which includes nearly four hundred places, over to the district attorney who will use it as basis for the proposed John Doe proceedings before Justice for next month by which it is expected to clear police corruption. Another list containing the names of owners of disorderly houses raided during the same period, June 1, 1911 to August 1, 1912, is being prepared by the commissioner Waldo for the same purpose.

The summoning of many of these owners as witnesses at the John Doe proceedings is understood to be part of the plan of the district attorney in order to determine the responsibility of the owners in allowing the property to be rented for gambling purposes, which is a misdemeanor.

Among the names of the owners is that of sailors' club harbor, a wealthy charitable institution on Staten Island, the Lordbird estate, that of the Lordbird family of millionaire tobacco manufacturers, and J. Edgar Leary, craft and Edgar C. Learycraft of the real estate firm of J. Edgar Learycraft and Company, both prominent in Methodist church and missionary work.

Few Convictions

A notable feature of the list is the comparatively few number of convictions which followed the arrests made during the raids. The majority of the prisoners having been discharged either by the court or the grand jury. In view of testimony brought out before the grand jury investigating the graft feature of the Rosenthal murder case, that the police often weakened their evidence against gamblers who had come across after they had been raided, it is expected that the district attorney will investigate the reason for the few convictions in the proceedings before Justice.

The trial of Police Lieutenant Charles Becker on the charge of instigating the murder of Rosenthal will be begun on September 11, if the plans of District Attorney Nathan D. Cummings to bring Becker to trial are carried out. Becker's attorney, obtained for his client today the postponement of the date for pleading to the indictment against him until September 11, the prosecutor said tonight that the delay could not interfere with his original plan of bringing Becker to trial the first of the seven accused of the murder. The prosecutor plans to have Becker enter his plea before Justice Goff, and will then move that the trial be set for September 11. Mr. Whitman, who will visit the justice at his country home to-morrow night to map out the program of the John Doe proceedings, which will begin the same day that Becker will be arraigned for pleading, expects to be able to block any further move by the police lieutenant's counsel looking to delay.

Suspects Not Men Wanted

Fonda, N. Y., August 27.—Detectives William H. Dorsey and Sullivan, of the Bureau agency, stated last tonight that they had perfectly satisfied that the two suspects arrested here are neither "Gip the Blood" nor "Lefty Louie." Additional information from headquarters in New York has shown where there is sufficient difference in her appearance to warrant their discharge on any charge connecting them with the murder of Herman Rosenthal. The men are, however, held on the technical charge of peddling without a license.

Mrs. Rosenthal Will Sue Becker

New York, August 27.—Mrs. Lillian Rosenthal, wife of the murdered gambler, is preparing to bring suit against Police Lieutenant Charles Becker for \$100,000 damages for the death of her husband. The lawyer backs his hopes of success in this suit on a technicality which he believes will make it possible for him to win even if Becker escapes conviction in the criminal prosecution.

The point is the requirement in a criminal case that the testimony of accomplices be corroborated. At this point which Lieutenant Becker hopes may enable him to win freedom despite the confessions of Rosa, Waldo has been unable to get the testimony of a judge for conduct inconsistent with his office after complaint is made, and he is given an opportunity to be heard in his own defense. In this way the independence of the judiciary is maintained, and a judge is removed simply for incapacity or misconduct in office."

ESCAPE WRATH OF MOB

Wife-Murderer Is Rushed to County Jail at Ozark. Ozark, Ark., August 27.—Rushed to the county jail here to-day was Franklin, Ark., to escape the vengeance of a mob on lynching him. Frank was charged with the murder of his young wife last night. Officers alleged that the devotion shown her little step-daughter to such an extent that he shot the woman through the breast, he stabbed her several times and then backed her with a minor's pick while she lay unconscious on the floor. In spite of her wounds the woman lived for an hour after the attack. The child, now screaming from the house, attracting the attention of neighbors and bringing them to his rescue.

In Neck and Neck Race for Governor of South Carolina



JUDGE IRA B. JONES. GOVERNOR COLE L. BLEASE.

OFFICIAL COUNT NECESSARY TO DETERMINE FINAL RESULT

PUBLICITY IS NOT FEARED BY WILSON

Close Race Between Jones and Blease in South Carolina.

UNUSUALLY HEAVY VOTE IN STATE

Early Morning Returns Indicate a Slight Lead for the Incumbent—Senator Tillman Apparently Is Renominated Over Talbert and Dial, His Opponents.

COLONEL BRINGS IN OTHER NAMES

Letters to Judge Parker and Sherman Will Be Placed on Record.

Early Morning Returns Indicate a Slight Lead for the Incumbent—Senator Tillman Apparently Is Renominated Over Talbert and Dial, His Opponents.

Columbia, S. C., August 28.—(A. M.)—With approximately 15,000 votes to hear from in various parts of the State, principally in counties in which Ira B. Jones is leading, Governor Blease's majority at 330 A. M. was 407 in a total vote of more than 111,000. John T. Duncan has received 1,470 votes at 3:30 A. M.

Columbia, S. C., August 28.—South Carolina's sensational battle of ballots for the Democratic nomination for governor was still in the balance early today. Official returns from every county in the State are expected to be necessary to decide whether Cole L. Blease, the incumbent, or Ira B. Jones, formerly Chief Justice of the State Supreme Court, have secured a majority of the vote.

The vote of J. T. Duncan, the third candidate for the governorship nomination, may be sufficient to keep either of the two leading candidates from obtaining a majority. In this case a second state primary will be necessary.

Former Chief Justice Jones led by a narrow margin in the balloting up to 1 o'clock this morning when Governor Blease assumed the lead by 1,471 votes over former Judge Jones. J. T. Duncan at that time had polled 1,469 votes, giving Governor Blease a bare majority of 5 votes.

At 2 o'clock this morning the returns gave Governor Blease 53,047 votes, former Judge Jones 32,132, and J. T. Duncan, 1,470.

Governor Blease's lead was then 914 votes, which was not sufficient to give him a majority of the total vote, reported at that time.

Early Returns

Columbia, S. C., August 27.—Returns from three-fourths of the precincts in the State in to-day's Democratic primary indicate that another primary will be necessary to decide the gubernatorial nomination. At midnight the vote for the three candidates stood: Jones, 43,337; Blease, 42,460; Duncan, 978.

Indications at this hour were that United States Senator Benjamin R. Tillman had been renominated over W. J. Talbert and N. B. Dial.

In the Sixth Congressional District Representative Elbert H. Ridenour had been defeated for renomination by J. W. Ragsdale, who according to incomplete returns, had secured 1,600 votes from the incumbent. In the Second, Third and Fifth Districts Representative Elbert H. Ridenour, Alben and Elmer appear to be renominated.

The following State officials seem assured of renomination: J. Frazer Lyon, Attorney-General; S. L. Carter, State Treasurer; John G. Richards, Jr., Railroad Commissioner; C. A. Smith, Lieutenant-Governor. No opposition was encountered by W. W. Moore, Adjutant-General; A. J. Watson, Commissioner of Agriculture; and J. W. Swearingner, Superintendent of Education.

Interest was manifested in all of the contests, and indications are that the total vote will be unusually heavy.

Will Be Run With Less Expense. Chicago, Ill., August 27.—Joseph E. National Democratic Committee today issued a statement in which he declared the Democrats purposed establishing a campaign fund for the year and that Governor Wilson's campaign would be made with less expense than had attended the election of Governor Alben.

We are running our headquarters in New York and Chicago on strict business principles," said Mr. Davies, both offices and a continuous record is being kept of all receipts and disbursements, even petty office expenses are not allowed to go. Our books, he said, are being run on a strict business basis and also after the election.

Davis also stated that Democratic efforts would be concentrated in three months after the State election there September 5. It was said that William C. Brown would be active on the stump in behalf of the Democratic cause after September 10.

IMPORTANT MAIL WILL, AS USUAL, BE DELIVERED

New Law Will Cause No Embarrassment to Business Public.

MEANS MINIMUM OF SUNDAY WORK

Postmaster-General Hitchcock Issues Statement Explaining His Administration of Measure—Proposed Changes Will Result in Satisfactory Distribution of Urgent Matter.

Washington, August 27.—Plans were perfected by Postmaster-General Hitchcock today whereby the administration of the new law prohibiting the delivery of mail on Sundays will have no serious effect upon the handling of important mail matter. Holders of lock-boxes at first and second-class post-offices will have access to them as usual, although no mail deliveries will be made by carriers on the street or at post-office windows. Mail for hotel guests and newspapers will be delivered to them through their lock-boxes by a special arrangement of having that mail sorted on the railway mail cars before it reaches its destination. Such mail will be regarded as "transit matter" and will be distributed immediately upon its arrival at the office of destination, thus practically insuring a speedy delivery to the addressee than heretofore. The new law, it is estimated, will require a minimum of Sunday work, and the distribution of other mail received on Sunday will be made after midnight of Sunday. It may be delivered by the carriers on their first tour on Monday.

After all-day conferences with the experts of his department, Postmaster-General Hitchcock to-night issued a statement explaining his administration of the new law. He said that there will be no embarrassment to the business public and that, through the arrangements he outlines, urgent mail matter will reach its destination promptly. Orders necessary to carry Mr. Hitchcock's plans into effect will be issued immediately.

Statement by Postmaster-General

The Postmaster-General's statement follows: "There appears to be some misapprehension as regards the provision in the postal bill relating to the delivery of mail on Sundays. The provision does not require the closing of post-offices on Sundays, which would be quite impossible, owing to the fact that the transit mail has to be sorted and also the mail collected in cities for a special movement of this mail would stop the serious clogging of the whole system of mail transportation and consequent inconvenience to the public.

"As present most of the mail received on Sunday is delivered by carrier on Monday morning, and not on Sunday, and therefore the law will not affect this mail. It will be delivered as promptly as hitherto. Mail received up to midnight on Saturday for lock-boxes will be distributed to the boxes and will be available to boxholders on Sunday as usual.

There is at present no strict delivery of mail by letter carriers on Sunday, and therefore the law makes no change in this regard. In short, the only mail that will be affected under a reasonable construction of the new law is that received at the post-offices on Sunday and hitherto sorted on that day for distribution to lock-boxes.

"As the purpose of the law, which was clearly enacted in the interest of employees, is to give as much practicable the amount of Sunday labor to the work of distributing Sunday mail to lock-boxes will be limited to certain classes of mail that cannot be held until Monday morning without serious inconvenience to the addressee. This mail will include that for newspapers and hotel guests. The latter is particularly transient in character and should not be delayed. This mail, like the special delivery mail, will be sorted out by the offices of dispatch and on the railway mail trains in order to simplify the work of distributing it in the post-offices on Sunday.

"As practically all business houses are now closed on Sunday they do not object to the plan, which has been adopted to give the employees their mail until Monday, realizing the benefit thus conferred on postal employees who are thereby relieved from Sunday labor.

Liberal Construction

"In order to give the new provision as liberal a construction as possible, postmasters will be instructed on application to have their employees sort out in emergency cases on Sunday, letters of special importance. This will supplement the present privilege of having all mail delivered on Sunday that carries a special delivery stamp.

"By the proposed changes in the method of putting up mail in the offices of origin and in its handling on the railway mail trains it is believed that a satisfactory distribution can be made of post-offices on Sunday with far less work than is now required. Thus the law can be made to confer great convenience to the public.

"Honorable Leader of the House, author of the provision prohibiting the delivery to the 'general public' of mail on Sunday, discussed the subject today with postal officials. He said there was no intent on the part of Congress to restrict the activities of the Postoffice Department as an inconvenience seriously the business public.

"It is a sound," he declared, "for anybody to assume that Congress meant to close post-offices as tight as a wedge on Sunday. We simply required that there should be no delivery of mail on Sunday."

(Continued on Third Page.)